

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re the Application of: |) | Customer No.: 49442 |
| |) | |
| Wolfgang Staehle, et al. |) | Confirmation No.: 9140 |
| |) | |
| Application No.: 10/577,033 |) | Group Art Unit: 1609 |
| |) | |
| Filed: April 24, 2006 |) | Examiner: Noble E. Jarrell |

For: BENZIMIDAZOLYL DERIVATIVES

AMENDMENT AND RESPONSE UNDER 37 CFR §1.111

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: December 21, 2007

Sir:

This is in response to the non-final Office Action dated August 23, 2007. Please amend the above-identified application as follows and reconsider the rejections made in the Office Action in view of the amendments and argumentation set forth herein. A petition for a one month extension of time is submitted herewith. It is believed that no further fees are required to be paid with this paper; however, the Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account Number 50-3380, referencing Attorney Docket No. 978725.8/MPG-P0007.